



ATTORNEYS AT LAW

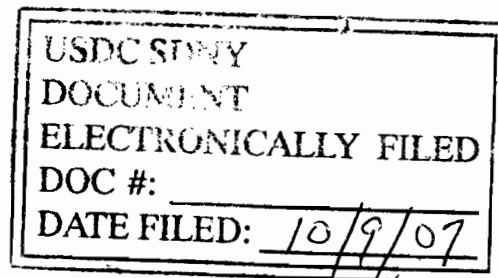
90 PARK AVENUE
NEW YORK, NY 10016-1314
212.682.7474 TEL
212.687.2329 FAX
www.foley.com

October 5, 2007

CLIENT/MATTER NUMBER
069469-0101

VIA FACSIMILE TRANSMISSION
212-805-7920

Hon. Shira A. Scheindlin, U.S.D.J.
United States District Court
Southern District of New York
500 Pearl Street, Room 1620
New York, New York 10007



Re: Roger Egan v. Marsh & McLennan Companies
Inc., Index No.: 07 Civ. 7134 (SAS)

Your Honor:

We represent the plaintiff in the above-referenced action. Defendant has filed a motion to dismiss. Pursuant to the scheduling order entered in this case on September 13, 2007, plaintiff has until October 10 to serve his opposition to the motion and defendant then has until October 24 to serve its reply. However, on Tuesday, October 9, plaintiff will be serving and filing an amended complaint as a matter of course pursuant to Federal Rule of Civil Procedure 15(a). Plaintiff believes such amended complaint will largely moot the arguments of defendant's motion to dismiss.

In light of this development, plaintiff respectfully requests an alteration to the briefing schedule so that plaintiff's response to the currently pending motion to dismiss is due on October 17 and defendant's reply is due on October 31. Counsel for defendant consents to this alteration. A revised briefing schedule will allow defendant to review the amended complaint and assess whether to withdraw its current motion to dismiss and subsequently file a new motion directed at the amended complaint, while extending plaintiff's time to respond until defendant has made that decision.

Very truly yours,

Jeremy L. Wallison

Plaintiff's request is granted. Plaintiff's opposition to defendant's motion to dismiss is due on Oct. 17, 2007. Defendant's reply is due on Oct. 31, 2007.

JLW/smb

cc: Robert N. Holtzman, Esq. (via electronic mail)
Melissa J. Prober, Esq. (via electronic mail)

date: Oct. 4, 2007

SO ORDERED
U.S.D.J.
Shira A. Scheindlin, USPJ

BOSTON
BRUSSELS
CHICAGO
DETROIT
JACKSONVILLE

LOS ANGELES
MADISON
MILWAUKEE
NEW YORK
ORLANDO

SACRAMENTO
SAN DIEGO
SAN DIEGO/DEL MAR
SAN FRANCISCO
SILICON VALLEY

TALLAHASSEE
TAMPA
TOKYO
WASHINGTON, D.C.